

111<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# S. 1481

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## AN ACT

To amend section 811 of the Cranston-Gonzalez National Affordable Housing Act to improve the program under such section for supportive housing for persons with disabilities.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE; REFERENCES.**

2 (a) SHORT TITLE.—This Act may be cited as the  
3 “Frank Melville Supportive Housing Investment Act of  
4 2010”.

5 (b) REFERENCES.—Except as otherwise expressly  
6 provided, wherever in this Act an amendment or repeal  
7 is expressed in terms of an amendment to, or repeal of,  
8 section 811 or any other provision of section 811, the ref-  
9 erence shall be considered to be made to section 811 of  
10 the Cranston-Gonzalez National Affordable Housing Act  
11 (42 U.S.C. 8013).

12 **SEC. 2. TENANT-BASED RENTAL ASSISTANCE.**

13 (a) RENEWAL THROUGH SECTION 8.—Section  
14 811(d)(4) is amended to read as follows:

15 “(4) TENANT-BASED RENTAL ASSISTANCE.—

16 “(A) IN GENERAL.—Tenant-based rental  
17 assistance provided under subsection (b)(1)  
18 shall be provided under section 8(o) of the  
19 United States Housing Act of 1937 (42 U.S.C.  
20 1437f(o)).

21 “(B) CONVERSION OF EXISTING ASSIST-  
22 ANCE.—There is authorized to be appropriated  
23 for tenant-based rental assistance under section  
24 8(o) of the United States Housing Act of 1937  
25 (42 U.S.C. 1437f(o)) for persons with disabil-  
26 ities an amount not less than the amount nec-

1        essary to convert the number of authorized  
2        vouchers and funding under an annual con-  
3        tributions contract in effect on the date of en-  
4        actment of the Frank Melville Supportive Hous-  
5        ing Investment Act of 2010. Such converted  
6        vouchers may be administered by the entity ad-  
7        ministering the vouchers prior to conversion.  
8        For purposes of administering such converted  
9        vouchers, such entities shall be considered a  
10       ‘public housing agency’ authorized to engage in  
11       the operation of tenant-based assistance under  
12       section 8 of the United States Housing Act of  
13       1937.

14        “(C) REQUIREMENTS UPON TURNOVER.—

15       The Secretary shall develop and issue, to public  
16       housing agencies that receive voucher assistance  
17       made available under this subsection and to  
18       public housing agencies that received voucher  
19       assistance under section 8(o) of the United  
20       States Housing Act of 1937 (42 U.S.C.  
21       1437f(o)) for non-elderly disabled families pur-  
22       suant to appropriation Acts for fiscal years  
23       1997 through 2002 or any other subsequent ap-  
24       propriations for incremental vouchers for non-  
25       elderly disabled families, guidance to ensure

1           that, to the maximum extent possible, such  
 2           vouchers continue to be provided upon turnover  
 3           to qualified persons with disabilities or to quali-  
 4           fied non-elderly disabled families, respectively.”.

5           (b) **PROVISION OF TECHNICAL ASSISTANCE.**—The  
 6 Secretary is authorized to the extent amounts are made  
 7 available in future appropriations Acts, to provide tech-  
 8 nical assistance to public housing agencies and other ad-  
 9 ministering entities to facilitate using vouchers to provide  
 10 permanent supportive housing for persons with disabil-  
 11 ities, help States reduce reliance on segregated restrictive  
 12 settings for people with disabilities to meet community  
 13 care requirements, end chronic homelessness, as “chron-  
 14 ically homeless” is defined in section 401 of the McKin-  
 15 ney-Vento Homeless Assistance Act (42 U.S.C. 11361),  
 16 and for other related purposes.

17 **SEC. 3. MODERNIZED CAPITAL ADVANCE PROGRAM.**

18           (a) **PROJECT RENTAL ASSISTANCE CONTRACTS.**—  
 19 Section 811 is amended—

20           (1) in subsection (d)(2)—

21                   (A) by inserting “(A) **INITIAL PROJECT**  
 22 **RENTAL ASSISTANCE CONTRACT.**—” after  
 23 “**PROJECT RENTAL ASSISTANCE.**—”;

(B) in the first sentence, by inserting after “shall” the following: “comply with subsection (e)(2) and shall”;

(C) by striking “annual contract amount” each place such term appears and inserting “amount provided under the contract for each year covered by the contract”; and

(D) by adding at the end the following new subparagraph:

“(B) RENEWAL OF AND INCREASES IN CONTRACT AMOUNTS.—

“(i) EXPIRATION OF CONTRACT TERM.—

Upon the expiration of each contract term, subject to the availability of amounts made available in appropriation Acts, the Secretary shall adjust the annual contract amount to provide for reasonable project costs, including adequate reserves and service coordinators as appropriate, except that any contract amounts not used by a project during a contract term shall not be available for such adjustments upon renewal.

“(ii) EMERGENCY SITUATIONS.—In the

event of emergency situations that are outside the control of the owner, the Secretary shall in-

crease the annual contract amount, subject to reasonable review and limitations as the Secretary shall provide.”.

(2) in subsection (e)(2)—

(A) in the first sentence, by inserting before the period at the end the following: “, except that, in the case of the sponsor of a project assisted with any low-income housing tax credit pursuant to section 42 of the Internal Revenue Code of 1986 or with any tax-exempt housing bonds, the contract shall have an initial term of not less than 360 months and shall provide funding for a term of 60 months”; and

(B) by striking “extend any expiring contract” and insert “upon expiration of a contract (or any renewed contract), renew such contract”.

(b) PROGRAM REQUIREMENTS.—Section 811 is amended—

(1) in subsection (e)—

(A) by striking the subsection heading and inserting the following: “PROGRAM REQUIREMENTS”;

(B) by striking paragraph (1) and inserting the following new paragraph:

1 “(1) USE RESTRICTIONS.—

2 “(A) TERM.—Any project for which a cap-  
 3 ital advance is provided under subsection (d)(1)  
 4 shall be operated for not less than 40 years as  
 5 supportive housing for persons with disabilities,  
 6 in accordance with the application for the  
 7 project approved by the Secretary and shall,  
 8 during such period, be made available for occu-  
 9 pancy only by very low-income persons with dis-  
 10 abilities.

11 “(B) CONVERSION.—If the owner of a  
 12 project requests the use of the project for the  
 13 direct benefit of very low-income persons with  
 14 disabilities and, pursuant to such request the  
 15 Secretary determines that a project is no longer  
 16 needed for use as supportive housing for per-  
 17 sons with disabilities, the Secretary may ap-  
 18 prove the request and authorize the owner to  
 19 convert the project to such use.”; and

20 (C) by adding at the end the following new  
 21 paragraphs:

22 “(3) LIMITATION ON USE OF FUNDS.—No as-  
 23 sistance received under this section (or any State or  
 24 local government funds used to supplement such as-  
 25 sistance) may be used to replace other State or local

1 funds previously used, or designated for use, to as-  
 2 sist persons with disabilities.

3 “(4) MULTIFAMILY PROJECTS.—

4 “(A) LIMITATION.—Except as provided in  
 5 subparagraph (B), of the total number of dwell-  
 6 ing units in any multifamily housing project  
 7 (including any condominium or cooperative  
 8 housing project) containing any unit for which  
 9 assistance is provided from a capital grant  
 10 under subsection (d)(1) made after the date of  
 11 the enactment of the Frank Melville Supportive  
 12 Housing Investment Act of 2010, the aggregate  
 13 number that are used for persons with disabili-  
 14 ties, including supportive housing for persons  
 15 with disabilities, or to which any occupancy  
 16 preference for persons with disabilities applies,  
 17 may not exceed 25 percent of such total.

18 “(B) EXCEPTION.—Subparagraph (A)  
 19 shall not apply in the case of any project that  
 20 is a group home or independent living facility.”;  
 21 and

22 (2) in subsection (l), by striking paragraph (4).

23 (c) DELEGATED PROCESSING.—Subsection (g) of  
 24 section 811 (42 U.S.C. 8013(g)) is amended—



(1) by striking “SELECTION CRITERIA.—” and inserting “SELECTION CRITERIA AND PROCESSING.—(1) SELECTION CRITERIA.—”;

(2) by redesignating paragraphs (1), (2), (3), (4), (5), (6), and (7) as subparagraphs (A), (B), (C), (D), (E), (G), and (H), respectively; and

(3) by adding at the end the following new paragraph:

“(2) DELEGATED PROCESSING.—

“(A) In issuing a capital advance under subsection (d)(1) for any multifamily project (but not including any project that is a group home or independent living facility) for which financing for the purposes described in the last sentence of subsection (b) is provided by a combination of the capital advance and sources other than this section, within 30 days of award of the capital advance, the Secretary shall delegate review and processing of such projects to a State or local housing agency that—

“(i) is in geographic proximity to the property;

“(ii) has demonstrated experience in and capacity for underwriting multifamily housing loans that provide housing and supportive services;

1           “(iii) may or may not be providing low-in-  
2           come housing tax credits in combination with  
3           the capital advance under this section; and

4           “(iv) agrees to issue a firm commitment  
5           within 12 months of delegation.

6           “(B) The Secretary shall retain the authority to  
7           process capital advances in cases in which no State  
8           or local housing agency is sufficiently qualified to  
9           provide delegated processing pursuant to this para-  
10          graph or no such agency has entered into an agree-  
11          ment with the Secretary to serve as a delegated  
12          processing agency.

13          “(C) The Secretary shall—

14               “(i) develop criteria and a timeline to peri-  
15               odically assess the performance of State and  
16               local housing agencies in carrying out the duties  
17               delegated to such agencies pursuant to subpara-  
18               graph (A); and

19               “(ii) retain the authority to review and  
20               process projects financed by a capital advance  
21               in the event that, after a review and assess-  
22               ment, a State or local housing agency is deter-  
23               mined to have failed to satisfy the criteria es-  
24               tablished pursuant to clause (i).

1           “(D) An agency to which review and processing  
2           is delegated pursuant to subparagraph (A) may as-  
3           sess a reasonable fee which shall be included in the  
4           capital advance amounts and may recommend  
5           project rental assistance amounts in excess of those  
6           initially awarded by the Secretary. The Secretary  
7           shall develop a schedule for reasonable fees under  
8           this subparagraph to be paid to delegated processing  
9           agencies, which shall take into consideration any  
10          other fees to be paid to the agency for other funding  
11          provided to the project by the agency, including  
12          bonds, tax credits, and other gap funding.

13          “(E) Under such delegated system, the Sec-  
14          retary shall retain the authority to approve rents  
15          and development costs and to execute a capital ad-  
16          vance within 60 days of receipt of the commitment  
17          from the State or local agency. The Secretary shall  
18          provide to such agency and the project sponsor, in  
19          writing, the reasons for any reduction in capital ad-  
20          vance amounts or project rental assistance and such  
21          reductions shall be subject to appeal.”.

22          (d) LEVERAGING OTHER RESOURCES.—Paragraph  
23          (1) of section 811(g) (as so designated by subsection  
24          (c)(1) of this section) is amended by inserting after sub-

1 paragraph (E) (as so redesignated by subsection (c)(2) of  
 2 this section) the following new subparagraph:

3           “(F) the extent to which the per-unit cost  
 4           of units to be assisted under this section will be  
 5           supplemented with resources from other public  
 6           and private sources;”.

7       (e) TENANT PROTECTIONS AND ELIGIBILITY FOR  
 8 OCCUPANCY.—Section 811 is amended by striking sub-  
 9 section (i) and inserting the following new subsection:

10       “(i) ADMISSION AND OCCUPANCY.—

11           “(1) TENANT SELECTION.—

12           “(A) PROCEDURES.—An owner shall adopt  
 13           written tenant selection procedures that are sat-  
 14           isfactory to the Secretary as (i) consistent with  
 15           the purpose of improving housing opportunities  
 16           for very low-income persons with disabilities;  
 17           and (ii) reasonably related to program eligibility  
 18           and an applicant’s ability to perform the obliga-  
 19           tions of the lease. Owners shall promptly notify  
 20           in writing any rejected applicant of the grounds  
 21           for any rejection.

22           “(B) REQUIREMENT FOR OCCUPANCY.—  
 23           Occupancy in dwelling units provided assistance  
 24           under this section shall be available only to per-

1        sons with disabilities and households that in-  
2        clude at least one person with a disability.

3            “(C) AVAILABILITY.—Except only as pro-  
4        vided in subparagraph (D), occupancy in dwell-  
5        ing units in housing provided with assistance  
6        under this section shall be available to all per-  
7        sons with disabilities eligible for such occupancy  
8        without regard to the particular disability in-  
9        volved.

10           “(D) LIMITATION ON OCCUPANCY.—Not-  
11        withstanding any other provision of law, the  
12        owner of housing developed under this section  
13        may, with the approval of the Secretary, limit  
14        occupancy within the housing to persons with  
15        disabilities who can benefit from the supportive  
16        services offered in connection with the housing.

17           “(2) TENANT PROTECTIONS.—

18           “(A) LEASE.—The lease between a tenant  
19        and an owner of housing assisted under this  
20        section shall be for not less than one year, and  
21        shall contain such terms and conditions as the  
22        Secretary shall determine to be appropriate.

23           “(B) TERMINATION OF TENANCY.—An  
24        owner may not terminate the tenancy or refuse

to renew the lease of a tenant of a rental dwelling unit assisted under this section except—

“(i) for serious or repeated violation of the terms and conditions of the lease, for violation of applicable Federal, State, or local law, or for other good cause; and

“(ii) by providing the tenant, not less than 30 days before such termination or refusal to renew, with written notice specifying the grounds for such action.

“(C) VOLUNTARY PARTICIPATION IN SERVICES.—A supportive service plan for housing assisted under this section shall permit each resident to take responsibility for choosing and acquiring their own services, to receive any supportive services made available directly or indirectly by the owner of such housing, or to not receive any supportive services.”.

(f) DEVELOPMENT COST LIMITATIONS.—Subsection

(h) of section 811 is amended—

(1) in paragraph (1)—

(A) by striking the paragraph heading and inserting “GROUP HOMES”;

1 (B) in the first sentence, by striking “var-  
 2 ious types and sizes” and inserting “group  
 3 homes”;

4 (C) by striking subparagraph (E); and

5 (D) by redesignating subparagraphs (F)  
 6 and (G) as subparagraphs (E) and (F), respec-  
 7 tively;

8 (2) in paragraph (3), by inserting “established  
 9 pursuant to paragraph (1)” after “cost limitation”;  
 10 and

11 (3) by adding at the end the following new  
 12 paragraph:

13 “(6) APPLICABILITY OF HOME PROGRAM COST  
 14 LIMITATIONS.—

15 “(A) IN GENERAL.—The provisions of sec-  
 16 tion 212(e) of the Cranston-Gonzalez National  
 17 Affordable Housing Act (42 U.S.C. 12742(e))  
 18 and the cost limits established by the Secretary  
 19 pursuant to such section with respect to the  
 20 amount of funds under subtitle A of title II of  
 21 such Act that may be invested on a per unit  
 22 basis, shall apply to supportive housing assisted  
 23 with a capital advance under subsection (d)(1)  
 24 and the amount of funds under such subsection  
 25 that may be invested on a per unit basis.

“(B) WAIVERS.—The Secretary may provide for waiver of the cost limits applicable pursuant to subparagraph (A)—

“(i) in the cases in which the cost limits established pursuant to section 212(e) of the Cranston-Gonzalez National Affordable Housing Act may be waived; and

“(ii) to provide for—

“(I) the cost of special design features to make the housing accessible to persons with disabilities;

“(II) the cost of special design features necessary to make individual dwelling units meet the special needs of persons with disabilities; and

“(III) the cost of providing the housing in a location that is accessible to public transportation and community organizations that provide supportive services to persons with disabilities.”.

(g) CONGRESSIONAL NOTIFICATION OF WAIVER.—  
Section 811(k) is amended—

(1) in paragraph (1), by adding the following after the second sentence: “Not later than the date



1 of the exercise of any waiver permitted under the  
2 previous sentence, the Secretary shall notify the  
3 Committee on Banking, Housing, and Urban Affairs  
4 of the Senate and the Committee on Financial Serv-  
5 ices of the House of Representatives of the waiver  
6 or the intention to exercise the waiver, together with  
7 a detailed explanation of the reason for the waiver.”;  
8 and

9 (2) in paragraph (4)—

10 (A) by striking “prescribe, subject to the  
11 limitation under subsection (h)(6) of this sec-  
12 tion)” and inserting “prescribe”); and

13 (B) by adding the following after the first  
14 sentence: “Not later than the date that the Sec-  
15 retary prescribes a limit exceeding the 24 per-  
16 son limit in the previous sentence, the Secretary  
17 shall notify the Committee on Banking, Hous-  
18 ing, and Urban Affairs of the Senate and the  
19 Committee on Financial Services of the House  
20 of Representatives of the limit or the intention  
21 to prescribe a limit in excess of 24 persons, to-  
22 gether with a detailed explanation of the reason  
23 for the new limit.”.

1 (h) MINIMUM ALLOCATION FOR MULTIFAMILY  
 2 PROJECTS.—Paragraph (1) of section 811(l) is amended  
 3 to read as follows:

4 “(1) MINIMUM ALLOCATION FOR MULTIFAMILY  
 5 PROJECTS.—The Secretary shall establish a min-  
 6 imum percentage of the amount made available for  
 7 each fiscal year for capital advances under sub-  
 8 section (d)(1) that shall be used for multifamily  
 9 projects subject to subsection (e)(4).”.

10 **SEC. 4. PROJECT RENTAL ASSISTANCE.**

11 Section 811(b) is amended—

12 (1) in the matter preceding paragraph (1), by  
 13 striking “is authorized—” and inserting “is author-  
 14 ized to take the following actions:”;

15 (2) in paragraph (1)—

16 (A) by striking “(1) to provide tenant-  
 17 based” and inserting “(1) TENANT-BASED AS-  
 18 SISTANCE.—To provide tenant-based”; and

19 (B) by striking “; and” and inserting a pe-  
 20 riod;

21 (3) in paragraph (2), by striking “(2) to pro-  
 22 vide assistance” and inserting “(2) CAPITAL AD-  
 23 VANCES.—To provide assistance”; and

24 (4) by adding at the end the following:

25 “(3) PROJECT RENTAL ASSISTANCE.—

“(A) IN GENERAL.—To offer additional methods of financing supportive housing for non-elderly adults with disabilities, the Secretary shall make funds available for project rental assistance pursuant to subparagraph (B) for eligible projects under subparagraph (C). The Secretary shall provide for State housing finance agencies and other appropriate entities to apply to the Secretary for such project rental assistance funds, which shall be made available by such agencies and entities for dwelling units in eligible projects based upon criteria established by the Secretary. The Secretary may not require any State housing finance agency or other entity applying for such project rental assistance funds to identify in such application the eligible projects for which such funds will be used, and shall allow such agencies and applicants to subsequently identify such eligible projects pursuant to the making of commitments described in subparagraph (C)(ii).

“(B) CONTRACT TERMS.—

“(i) CONTRACT TERMS.—Project rental assistance under this paragraph shall be provided—

1 “(I) in accordance with sub-  
2 section (d)(2); and

3 “(II) under a contract having an  
4 initial term of not less than 180  
5 months that provides funding for a  
6 term 60 months, which funding shall  
7 be renewed upon expiration, subject to  
8 the availability of sufficient amounts  
9 in appropriation Acts.

10 “(ii) LIMITATION ON UNITS AS-  
11 SISTED.—Of the total number of dwelling  
12 units in any multifamily housing project  
13 containing any unit for which project rent-  
14 al assistance under this paragraph is pro-  
15 vided, the aggregate number that are pro-  
16 vided such project rental assistance, that  
17 are used for supportive housing for persons  
18 with disabilities, or to which any occupancy  
19 preference for persons with disabilities ap-  
20 plies, may not exceed 25 percent of such  
21 total.

22 “(iii) PROHIBITION OF CAPITAL AD-  
23 VANCES.—The Secretary may not provide  
24 a capital advance under subsection (d)(1)

for any project for which assistance is provided under this paragraph.

“(iv) ELIGIBLE POPULATION.—Project rental assistance under this paragraph may be provided only for dwelling units for extremely low-income persons with disabilities and extremely low-income households that include at least one person with a disability.

“(C) ELIGIBLE PROJECTS.—An eligible project under this subparagraph is a new or existing multifamily housing project for which—

“(i) the development costs are paid with resources from other public or private sources; and

“(ii) a commitment has been made—

“(I) by the applicable State agency responsible for allocation of low-income housing tax credits under section 42 of the Internal Revenue Code of 1986, for an allocation of such credits;

“(II) by the applicable participating jurisdiction that receives assistance under the HOME Investment

1 Partnership Act, for assistance from  
 2 such jurisdiction; or

3 “(III) by any Federal agency or  
 4 any State or local government, for  
 5 funding for the project from funds  
 6 from any other sources.

7 “(D) STATE AGENCY INVOLVEMENT.—As-  
 8 sistance under this paragraph may be provided  
 9 only for projects for which the applicable State  
 10 agency responsible for health and human serv-  
 11 ices programs, and the applicable State agency  
 12 designated to administer or supervise the ad-  
 13 ministration of the State plan for medical as-  
 14 sistance under title XIX of the Social Security  
 15 Act, have entered into such agreements as the  
 16 Secretary considers appropriate—

17 “(i) to identify the target populations  
 18 to be served by the project;

19 “(ii) to set forth methods for outreach  
 20 and referral; and

21 “(iii) to make available appropriate  
 22 services for tenants of the project.

23 “(E) USE REQUIREMENTS.—In the case of  
 24 any project for which project rental assistance  
 25 is provided under this paragraph, the dwelling

1 units assisted pursuant to subparagraph (B)  
2 shall be operated for not less than 30 years as  
3 supportive housing for persons with disabilities,  
4 in accordance with the application for the  
5 project approved by the Secretary, and such  
6 dwelling units shall, during such period, be  
7 made available for occupancy only by persons  
8 and households described in subparagraph  
9 (B)(iv).

10 “(F) REPORT.—Not later than 3 years  
11 after the date of the enactment of this para-  
12 graph, and again 2 years thereafter, the Sec-  
13 retary shall submit to Congress a report—

14 “(i) describing the assistance provided  
15 under this paragraph;

16 “(ii) analyzing the effectiveness of  
17 such assistance, including the effectiveness  
18 of such assistance compared to the assist-  
19 ance program for capital advances set  
20 forth under subsection (d)(1) (as in effect  
21 pursuant to the amendments made by such  
22 Act); and

23 “(iii) making recommendations re-  
24 garding future models for assistance under  
25 this section.”.

1 **SEC. 5. TECHNICAL CORRECTIONS.**

2 Section 811 is amended—

3 (1) in subsection (a)—

4 (A) in paragraph (1), by striking “and” at  
5 the end;

6 (B) in paragraph (2)—

7 (i) by striking “provides” and insert-  
8 ing “makes available”; and

9 (ii) by striking the period at the end  
10 and inserting “; and”; and

11 (C) by adding at the end the following new  
12 paragraph:

13 “(3) promotes and facilitates community inte-  
14 gration for people with significant and long-term dis-  
15 abilities.”;

16 (2) in subsection (c)—

17 (A) in paragraph (1), by striking “special”  
18 and inserting “housing and community-based  
19 services”; and

20 (B) in paragraph (2)—

21 (i) by striking subparagraph (A) and  
22 inserting the following:

23 “(A) make available voluntary supportive  
24 services that address the individual needs of  
25 persons with disabilities occupying such hous-  
26 ing;”; and



1 (ii) in subparagraph (B), by striking  
 2 the comma and inserting a semicolon;

3 (3) in subsection (d)(1), by striking “provided  
 4 under” and all that follows through “shall bear” and  
 5 inserting “provided pursuant to subsection (b)(1)  
 6 shall bear”;

7 (4) in subsection (f)—

8 (A) in paragraph (3)—

9 (i) in subparagraph (B), by striking  
 10 “receive” and inserting “be offered”;

11 (ii) by striking subparagraph (C) and  
 12 inserting the following:

13 “(C) evidence of the applicant’s experience  
 14 in—

15 “(i) providing such supportive serv-  
 16 ices; or

17 “(ii) creating and managing struc-  
 18 tured partnerships with service providers  
 19 for the delivery of appropriate community-  
 20 based services;”;

21 (iii) in subparagraph (D), by striking  
 22 “such persons” and all that follows  
 23 through “provision of such services” and  
 24 inserting “tenants”; and

1 (iv) in subparagraph (E), by inserting  
 2 “other Federal, and” before “State”; and  
 3 (B) in paragraph (4), by striking “special”  
 4 and inserting “housing and community-based  
 5 services”;

6 (5) in subsection (g), in paragraph (1) (as so  
 7 redesignated by section 3(c)(1) of this Act)—

8 (A) in subparagraph (D) (as so redesign-  
 9 nated by section 3(c)(2) of this Act), by strik-  
 10 ing “the necessary supportive services will be  
 11 provided” and inserting “appropriate supportive  
 12 services will be made available”; and

13 (B) by striking subparagraph (E) (as so  
 14 redesignated by section 3(c)(2) of this Act) and  
 15 inserting the following:

16 “(E) the extent to which the location and  
 17 design of the proposed project will facilitate the  
 18 provision of community-based supportive serv-  
 19 ices and address other basic needs of persons  
 20 with disabilities, including access to appropriate  
 21 and accessible transportation, access to commu-  
 22 nity services agencies, public facilities, and  
 23 shopping;”;

24 (6) in subsection (j)—

25 (A) by striking paragraph (4); and

1 (B) by redesignating paragraphs (5), (6),  
 2 and (7) as paragraphs (4), (5), and (6), respec-  
 3 tively;  
 4 (7) in subsection (k)—

5 (A) in paragraph (1), by inserting before  
 6 the period at the end of the first sentence the  
 7 following: “, which provides a separate bedroom  
 8 for each tenant of the residence”;

9 (B) in paragraph (2), by striking the first  
 10 sentence, and inserting the following: “The  
 11 term ‘person with disabilities’ means a house-  
 12 hold composed of one or more persons who is  
 13 18 years of age or older and less than 62 years  
 14 of age, and who has a disability.”;

15 (C) by striking paragraph (3) and insert-  
 16 ing the following new paragraph:

17 “(3) The term ‘supportive housing for persons  
 18 with disabilities’ means dwelling units that—

19 “(A) are designed to meet the permanent  
 20 housing needs of very low-income persons with  
 21 disabilities; and

22 “(B) are located in housing that make  
 23 available supportive services that address the  
 24 individual health, mental health, or other needs  
 25 of such persons.”;

(D) in paragraph (5), by striking “a project for”; and

(E) in paragraph (6)—

(i) by inserting after and below subparagraph (D) the matter to be inserted by the amendment made by section 841 of the American Homeownership and Economic Opportunity Act of 2000 (Public Law 106–569; 114 Stat. 3022); and

(ii) in the matter inserted by the amendment made by subparagraph (A) of this paragraph, by striking “wholly owned and”; and

(8) in subsection (l)—

(A) in paragraph (2), by striking “subsection (c)(1)” and inserting “subsection (d)(1)”; and

(B) in paragraph (3), by striking “subsection (c)(2)” and inserting “subsection (d)(2)”.

## **SEC. 6. AUTHORIZATION OF APPROPRIATIONS.**

Subsection (m) of section 811 is amended to read as follows:

“(m) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated for providing assistance

1 pursuant to this section \$300,000,000 for each of fiscal  
2 years 2011 through 2015.”.

3 **SEC. 7. GAO STUDY.**

4 The Comptroller General of the United States shall  
5 conduct a study of the supportive housing for persons with  
6 disabilities program under section 811 of the Cranston-  
7 Gonzalez National Affordable Housing Act (42 U.S.C.  
8 8013) to determine the adequacy and effectiveness of such  
9 program in assisting households of persons with disabil-  
10 ities. Such study shall determine—

11 (1) the total number of households assisted  
12 under such program;

13 (2) the extent to which households assisted  
14 under other programs of the Department of Housing  
15 and Urban Development that provide rental assist-  
16 ance or rental housing would be eligible to receive  
17 assistance under such section 811 program; and

18 (3) the extent to which households described in  
19 paragraph (2) who are eligible for, but not receiving,  
20 assistance under such section 811 program are re-  
21 ceiving supportive services from, or assisted by, the  
22 Department of Housing and Urban Development  
23 other than through the section 811 program (includ-  
24 ing under the Resident Opportunity and Self-Suffi-  
25 ciency program) or from other sources.

1 Upon the completion of the study required under this sec-  
2 tion, the Comptroller General shall submit a report to the  
3 Congress setting forth the findings and conclusions of the  
4 study.

Passed the Senate December 17, 2010.

Attest:

*Secretary.*



11TH CONGRESS  
2D Session

# S. 1481

## AN ACT

To amend section 811 of the Cranston-Gonzalez  
National Affordable Housing Act to improve the  
program under such section for supportive hous-  
ing for persons with disabilities.